IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.9208 of 1997

Between:

Kum. Batlanki Kanakamaha Lakshmi D/o B. Pundari Kaksha Rao,
R/o.D.No.44-401/3/4, Nandagiri Nagar,
Visakhapatnam.

..... PETITIONER

AND

1 The Commissioner of Tribal Welfare,
Andhra Pradesh at Hyderabad.
2 University of Health Sciences,
Gundala at Vijayawada rep.by its Vice Chancellor.
3 The Registrar, University of Health Sciences, A.P.,Gundala,

Vijayawada.
4 The Principal, Andhra Medical College, Visakhapatnam.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus firstly, declaring the impugned memo dt.10.4.97 in R.C.No.2747/96/TR1/VC1 issued by the office of the 1st respondent as illegal, capricious, vitiated with mala fides and without jurisdiction and not binding on the petitioner and consequently quash the same and direct the 1st respondent to issue certificate to the petitioner about the social status as Bentho Oriya; secondly to direct the 1st respondent to stop all further proceedings in pursuance of the impugned notice; thirdly: to direct the respondents 2 to 4 not to act upon the impugned memo of the first respondent.

Counsel for the Petitioner: SMT. N(P). ANJANA DEVI, AND
MR. SATYANARAYANA

Counsel for the Respondents: GP FOR MEDICAL HEALTH & FAMILY WELFARE AND GP FOR SOCIAL WELFARE

The Court made the following:

ORAL ORDER:

Learned counsel for the petitioner submitted that pursuant to the memo impugned in this writ petition, the Commissioner of Tribal Welfare, Hyderabad, conducted enquiry and passed final orders in RC.No.2747/96/TRI/VC.1, dated 16.06.1997 and assailing the same the petitioner filed W.P.No.15254 of 1997 and in view of the same no further orders are required to be passed in this writ petition.

The said submission is placed on record and the writ petition is closed. No order as to costs.

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N.V. RAMANA, J.

Date: 11th April, 2005

KSR

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Commissioner of Tribal Welfare,
Andhra Pradesh at Hyderabad.
2 The Vice Chancellor, University of Health Sciences,
Gundala at Vijayawada.
3 The Registrar, University of Health Sciences, A.P.,Gundala,

Vijayawada.
4 The Principal, Andhra Medical College, Visakhapatnam.

5 Two CCs to GP for Medical Health and Family Welfare, High Court

Buildings, Hyderabad (OUT)

6 Two CCs to GP for Social Welfare, High Court Buildings, Hyderabad

(OUT)

7 Two CD copies

8 1 CC to SMT.ANJANA DEVI, SATYANARAYANA

*Form-NIC-OGS/WP{**BDLNM**}*